



FW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/642,643 Confirmation No. : 3765
First Named Inventor : Kazuhide TANAKA
Filed : August 19, 2003
TC/A.U. : 1751
Examiner : Ishwar Patel

Docket No. : 056203.52693US
Customer No. : 23911

Title : Superconducting Wire Rod and Method of Producing
The Same

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Restriction Requirement mailed on July 13, 2005, applicants elect, with traverse, Group I, Claims 1-6, for examination on the merits.

The Office Action based the restriction requirement on the assertion that the claimed product can be made with another materially different process, or the claimed process can be used to make a materially different product. However, there is no showing in the Office Action how the claimed product can otherwise be made, or what other product can be made with the claimed process. In fact, it is submitted that the claimed product cannot be made with another materially different process, and the claimed process cannot be used to make another materially different product. Accordingly, applicants respectfully submit that the restriction requirement is improper and should be withdrawn.

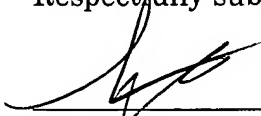
Serial No. 10/642,643
July 26, 2005
Reply to Office Action

If there are any questions regarding this response or the application in general, a telephone call to the undersigned would be appreciated since this should expedite the prosecution of the application for all concerned.

If necessary to effect a timely response, this paper should be considered as a petition for an Extension of Time sufficient to effect a timely response, and please charge any deficiency in fees or credit any overpayments to Deposit Account No. 05-1323 (CAM #056203.52693US).

Respectfully submitted,

July 26, 2005



Kening Li
Registration No. 44,872

CROWELL & MORING LLP
Intellectual Property Group
P.O. Box 14300
Washington, DC 20044-4300
Telephone No.: (202) 624-2500
Facsimile No.: (202) 628-8844
KI:elew